

MINUTE ENTRY

8:00 a.m.

UNITED STATES OF AMERICA -v- PEDRO Q. BABAUTA

At 8:00 a.m. 59 jurors appeared for jury orientation. 50 jurors were empaneled (by random electronic draw); instructed by the Court and ordered to return at 1:30 p.m. to begin trial.

At 1:30 p.m. 50 jurors returned to the Courtroom.

PRESENT: Hon. Alex R. Munson  
Sanae Shmull, Court Reporter  
K. Lynn Lemieux, Courtroom Deputy  
Timothy Moran, Assistant U. S. Attorney  
G. Anthony Long, Attorney for Defendant  
Pedro Q. Babauta, Defendant

PROCEEDINGS: JURY TRIAL - Day One

Government by Timothy Moran, AUSA. Attorney G. Anthony Long was present on behalf and with defendant, Pedro Q. Babauta. Also present was Gary Guerra Special Agent for the EPA/Criminal Investigation Division and Lorraine Babauta (spouse of defendant). 50 potential jurors were present.

Jurors were sworn and Court began voir dire of Panel 50501.

At 3:20 p.m. court recessed for afternoon break. Court reconvened at 3:40 p.m.

Voir dire continued.

At 4:30 p.m. jurors were excused for the evening and ordered to return at 8:00 a.m. to resume the trial. Jurors left the Courtroom.

Outside the presence of the jury Attorney Long moved that Attorney John Osborn, a potential juror, be excused for cause; Government so stipulated. Court ordered the Clerk to call John Osborn and tell him that he was excused and that he didn't have to return tomorrow.

Government stated that they had not seen a copy of the Motion to Quash the subpoena of Lorraine Babauta and therefore were not prepared to argue. Attorney Long stated that they also had not received a copy. Court ordered that the hearing for the Motion to Quash would be at 3:00 p.m. tomorrow and requested that the Clerk prepare the order setting the hearing time.

Adjourned 4:45 p.m.

; [KLL EOD 06/07/2005]